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Paper No. 6

David C. Goldman
General Electric Company
Global Research Center
Patent Docket Rm. 4A59
P.O. Box 8, BLDG. K-1 Ross
Niskayuna, NY 12309

In re Application of:
Catherine M. Graichen et al.
Application No. 09/681,652
Filed: May 16, 2001
For: SYSTEM, METHOD, AND COMPUTER
     PRODUCT FOR PERFORMING
     AUTOMATED PREDICTIVE
     RELIABILITY
	DECISION ON PETITION
	UNDER 37 CFR §1.181 TO
	WITHDRAW HOLDING OF
	ABANDONMENT

This is a decision on the petition filed 23 February 2004 under 37 CFR §1.181 to withdraw the holding of abandonment of the above-identified application.

This application was held abandoned for failure to respond in a timely manner to the Office Action mailed 11 June 2003 (paper no. 3). A Notice of Abandonment was mailed 04 February 2004 (paper no. 4).

In support of the petition, Petitioner provides a copy of (1) a 4 page amendment, (2) an facsimile transmission report, showing a facsimile cover page for the present application, and (3) an "auto-reply facsimile transmission" from the United States Patent and Trademark Office showing receipt of a 5 page transmission, transmitted and received 05 September 2003.
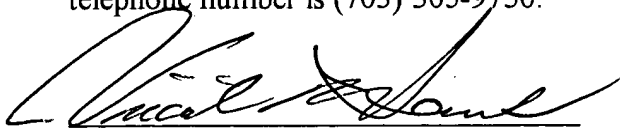
Applicant's representative, David C. Goldman, provides a statement that is understood to mean that the submitted papers are photocopies of those submitted by facsimile on 05 September 2003. The auto-reply obviates the need for the personal knowledge statement of transmission as it provides proof of actual receipt.

Thus, Petitioner has established that a response was timely filed and the Abandonment was the result of Office error in not matching the response to the application file.

The petition is **GRANTED**. The Notice of Abandonment is **WITHDRAWN**.

The application file is being forwarded to the Technology Center support staff for processing. After processing, the application will then be forwarded to the Examiner for appropriate action.

Any inquiry concerning this decision should be directed to Vincent N. Trans whose telephone number is (703) 305-9750.

Vincent N. Trans
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